

**Information to identify the case:**

Debtor 1	<b>David Herz</b>	Social Security number or ITIN	<b>xxx-xx-0419</b>
	First Name Middle Name Last Name	EIN	__-_____-
Debtor 2		Social Security number or ITIN	_____
(Spouse, if filing)	First Name Middle Name Last Name	EIN	__-_____-
United States Bankruptcy Court <b>Eastern District of New York</b>		Date case filed for chapter	<b>7 4/8/11</b>
Case number: <b>1-11-42921-cec</b>			

**NOTICE TO PARTIES CONCERNING APPEAL (ECF CASE)**

A Notice of Appeal was filed on May 18, 2018, in the above case by Libi Herz and Esther Herz, regarding Order Settling, Approving and Allowing Trustee's Final Report and Account and Awarding Final Compensation, Commissions and Reimbursement of Expenses, ECF No. [169] dated May 4, 2018, document number 169.

Effective December 1, 2014, Part VIII of the Federal Rules of Bankruptcy Procedure governing bankruptcy appeals was substantially revised in order to align those rules with the Federal Rules of Appellate Procedure and updated to include electronic transmission, filing, and service.

This notice must be read together with the Federal Rules of Civil Procedure (FRCP), the Federal Rules of Bankruptcy Procedure (FRBP), the Local Rules of the Eastern District of New York, and this Court's Local Rules and Procedures.

- Service of Notice:** The appellant must provide the Clerk with the email address of each party to be served; to the extent that there are parties to the appeal who are not equipped to receive email notification, the appellant must provide the Clerk with the address for all parties to be served.
- Appellant's Designation:** Appellant's designation of record on appeal and statement of issues to be presented on appeal are due within fourteen (14) days from the date of the filing of the Notice of Appeal. The designation must include a list of items to be included in the record on appeal. A copy of the designation and statement shall be served by the appellant on the appellee. A certificate of service must be filed with the bankruptcy court as proof that proper service was made.
- Appellee's Designation:** Within fourteen (14) days after service of the appellant's designation and statement, the appellee may file with the bankruptcy court and serve on the appellant a designation of additional items to be included in the record on appeal.
- Transcripts:** If the record designated by any party includes a transcript of any proceeding or a part thereof, the party shall, immediately after filing the designation, call one of the court approved transcription service agencies to request a copy of a transcript. The written request for the transcript shall be filed with the bankruptcy court. The party requesting the transcript is responsible for the cost of transcription. Designated transcripts must be provided to this office in PDF format.
- ECF Registration (Attorneys Only):** Documents must be filed electronically relative to this matter, both in the Bankruptcy Court and, once the record has been transmitted, in the District Court. For information on ECF registration in the Bankruptcy Court, please visit: [www.nyeb.uscourts.gov/electronic-filing-procedures](http://www.nyeb.uscourts.gov/electronic-filing-procedures); in the District Court, visit: <https://www.nyed.uscourts.gov/cmecf>.
- Transmittal of Record on Appeal:** Generally the record on appeal will be transmitted thirty (30) days from the date of the filing with the Court of the Notice of Appeal.

Dated: May 21, 2018

FOR THE COURT

By: C. Teutonico

Deputy Clerk